

Department of the Air Force, DoD

§ 818.2

Air Staff offices will be made by AFAPC/XSGB during evaluation of each request.

PART 818—PERSONAL FINANCIAL RESPONSIBILITY

Subpart A—General

Sec.

- 818.0 Purpose.
- 818.1 Air Force policy.
- 818.2 Explanation of terms.
- 818.3 Responsibilities.
- 818.4 Review of complaints.
- 818.5 Processing of complaints.
- 818.6 High-level inquiries (AFR 11-7 Air Force Relations with Congress).

Subpart B—Personal Indebtedness

- 818.7 General policies.
- 818.8 General requirements for acceptance of complaints.
- 818.9 Dishonored checks and similar instruments.
- 818.10 Bankruptcy.
- 818.11 Involuntary deductions for personal indebtedness.

Subpart C—Dependent Support

- 818.12 General policies.
- 818.13 Proof of support.
- 818.14 Basic Allowance for Quarters (BAQ).
- 818.15 Garnishment.
- 818.16 Statutory allotments.
- 818.17 Paternity claims.
- 818.18 Certificate of compliance.
- 818.19 Standards of fairness.
- 818.20 Garnishment of pay of Air Force members and employees only for child support or alimony obligations.
- 818.21 Statutory allotments.

AUTHORITY: 10 U.S.C. 8013, 15 U.S.C. 1673, 42 U.S.C. 659, 661, 662, 665.

SOURCE: 53 FR 24689, June 30, 1988, unless otherwise noted.

NOTE: This part is derived from Air Force Regulation 35-18.

Part 806 of this chapter states the basic policies and instructions governing the disclosure of records and tells members of the public what they must do to inspect or obtain copies of the material referenced herein.

Part 807 of this chapter states the procedures for issuing publications and forms to the public.

Subpart A—General

§ 818.0 Purpose.

This part establishes Air Force policy governing alleged delinquent financial obligations. It outlines procedures for processing claims of this nature. It implements 32 CFR parts 43, 43a and 81. It applies to all active Air Force installations and members and US Air Force Reserve (USAFR) units and members. This part does not apply to Air National Guard (ANG) units and members. This part is affected by the Privacy Act of 1974. System of Records Notice F030MPCB—Indebtedness, Non-support, Paternity, applies.

§ 818.1 Air Force policy.

Air Force members are expected to pay their financial obligations in a proper and timely manner. For the purpose of this part, financial obligations are divided into two categories: Personal indebtedness, and dependent support. As a general rule, the Air Force has no legal authority to require its members or their family members to pay personal financial obligations. Enforcement is a matter for civil authorities. However, the Air Force can, under certain conditions, divert part of a member's pay for debts owed to the United States or any of its instrumentalities (see § 818.11) or to satisfy delinquent child support and alimony payments (see §§ 818.15 and 818.16). Administrative or disciplinary action may be taken against Air Force members in cases of continued financial irresponsibility. Such action is taken to improve discipline and maintain the standards of conduct expected of Air Force personnel, but cannot be used to enforce private civil obligations.

§ 818.2 Explanation of terms.

(a) *A proper and timely manner.* A manner which, under the circumstances, does not discredit the Air Force.

(b) *Financial obligation.* A legal obligation acknowledged by the member in which there is no reasonable dispute as to the facts, or one reduced to judgment. The judgment must conform to the Soldiers' and Sailors' Civil Relief